

if any landlord shall violate the provisions of the Act by collecting a greater rent "than herein provided," he may be sued, but as no rent rate is "herein provided" this is a matter of breath and words wasted.

I challenge the opinion of any unbiased lawyer to the contrary of what I have said. The platform "demands" that a maximum of a third and fourth be fixed. The bill nowhere fixes any maximum, and nowhere mentions any rate except in the exception clause where the benefit only of the statutory lien is withdrawn from those who charge more than the third and fourth. The lid is off and the sky is the limit as far as fixing maximum rent rates in this bill is concerned. No effort is made to touch rents in the districts where hay, alfalfa, onions, cane, Johnson grass, etc., are the chief crops. No difference is sought to be made between well or ill improved lands, nor between farms on good roads or bad, nor near to or far from markets. And if the bill can have any effect at all it will be to crowd the poorer tenant unable to give security, unable to pay bonuses, unable to give mortgages, off the good roads, away from the rich lands, remote from the markets, into the outlying districts, and rocks and poor lands, because he can offer nothing but the statutory lien. If by any error of judgment I be mistaken in these views, I tried with all my might to place the oppressed tenant in the towns, the poor but honest man who lives on fifty or sixty dollars a month and pays rent out of that, the worker in packing houses, and railroad shops, under whatever protection this law, if the courts permit it to become a law, gives to the rent-oppressed. This equitable relief was voted down by the proponents of the bill because forsooth it was "unconstitutional" when a layman knows that "lands" in the country, and "houses and lands" in the city, in law are all real estate and that the same law and constitution which fixes rent rates in the country can fix them in the city.

Opposing class legislation, believing in equal rights to all, believing that if any law is enacted on this question it ought to be a bold, manly declaration fixing rent rates at a third and fourth on agricultural and at not more than a ten per cent rate in cities, and again declaring that the bill as presented can work nothing

but harm to those who want relief, and here voicing some of the reasons which I was denied expression on the floor of the Senate through motions for the previous question, I vote "no."

#### Petitions and Memorials.

Senators Clark, Bee, Lattimore and Harley each presented numerous signed petitions from citizens of their respective districts showing cause why Senate Bill No. 79 or House Bill No. 127 should be enacted into law. These two bills are the same, and relate to liens of material men or workmen.

Senator Brelsford presented two petitions signed by a large number of citizens of his district, protesting against restrictions on wagon salesmen of medicines, etc.

Senator Hudspeth offered a petition from citizens of Tom Green County favoring an amendment to the anti-pass law so as to permit city fire marshals to secure free passes on railroads.

Senator Cowell offered a petition from citizens favoring the following pending legislation: The semi-monthly pay day bill, the bond bill for railroad employees, the four days per month rest for telegraphers, agents, etc., bill, the employee's hospital bill, and the anti-coercion bill.

#### TWENTY-FIFTH DAY.

Senate Chamber,  
Austin, Texas,

Monday, February 15, 1915.

The Senate met at 2 o'clock p. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. P. Hobby.

The roll was called, a quorum being present, the following Senators answered to their names:

|                   |            |
|-------------------|------------|
| Astin.            | Harley.    |
| Bailey of DeWitt. | Harris.    |
| Bailey of Harris. | Johnson.   |
| Bee.              | King.      |
| Brelsford.        | Lattimore. |
| Clark.            | McCullum.  |
| Conner.           | McGregor.  |
| Cowell.           | McNealus.  |
| Darwin.           | Morrow.    |
| Gibson.           | Nugent.    |
| Hall.             | Page.      |

|          |            |
|----------|------------|
| Parr.    | Townsend.  |
| Robbins. | Westbrook. |
| Smith.   | Wiley.     |
| Suiter.  |            |

Absent.

|            |           |
|------------|-----------|
| Henderson. | Hudspeth. |
|------------|-----------|

Prayer by the Chaplain.

Pending the reading of the Journal of Friday, the same was dispensed with on motion of Senator Westbrook.

#### Committee Reports.

See Appendix for Petitions and Memorials and Standing Committee Reports.

#### Resolution of Greeting From North Carolina.

The Chair had the following read to the Senate:

Resolutions of Greeting.—From the State of North Carolina to the States of Virginia, Tennessee, Arkansas, Texas, New Mexico, Arizona and California, for the completion of the Southern National Highway. Adopted by unanimous vote of the General Assembly of North Carolina, by the House on January 29, 1915; by the Senate February 1, 1915.

Whereas, a commission appointed by the Governors of all the Southern States met at Asheville, North Carolina, on February 13, 1913, and, acting under the instruction and authority of the States whose commission they bore, designated the route of an All-Southern Transcontinental Highway, which they named the Southern National Highway, and which runs as follows: Washington to Richmond; across North Carolina over the Central Highway of the State, Knoxville, Nashville, Memphis, Little Rock, Hot Springs, Dallas, Fort Worth, Sweetwater, Roswell (N. M.), Mescalero (N. M.) to El Paso, Texas. Thence by Clinton, Phoenix and Yuma, Arizona, to San Diego, California, and

Whereas, so great has been the progress in the construction of the road that it is now almost completed from Washington to Knoxville, Tenn., and an open and usable road from Dallas, Texas, to San Diego, Cal.; with much of the intervening section completed, and a relatively small mileage yet remaining to improve until it can

be thrown open to transcontinental travel, and

Whereas, the Lincoln Highway is now traversable from New York City to San Francisco, vastly to the benefit of the northern part of our country; therefore, be it

Resolved: 1. That the State of North Carolina hereby confirms the action of the Asheville Convention and adopted the designation "Southern National Highway," to become effective when similar action has been taken by the other seven States traversed by the route.

2. That greetings be sent to the States of Virginia, Tennessee, Arkansas, Texas, New Mexico, Arizona and California, expressing the hope that by unity of action and concentration of effort this Southern route may be put in condition in time for the transcontinental travel to and from the Panama-Pacific Exposition.

3. That North Carolina would welcome the work of the Federal Office of Public Roads, in its supervision of maintenance now in operation over the Southern National Highway from Washington to Durham, so as to include the highway westward to the Tennessee line.

4. That this State requests the co-operation of the other States in requesting the Federal Government in its prospective legislation to designate the route which has been authoritatively selected by the South, as the Southern National Highway, and to co-operate with the States traversed in its establishment and maintenance as the Southern National Highway.

5. That the Governor of this State be authorized and requested to present these resolutions to the Governors of the respective States for the purpose of concerted action to secure the result, and that a copy of these resolutions be sent to the Legislatures of the several particular States for their immediate consideration.

The above was read and adopted.

#### Bills and Resolutions.

By Senator McNealus:

S. B. No. 287, A bill to be entitled "An Act for the relief of railway corporations having charters granted or amended since the first day of January, 1892, and which have failed, or are about to fail, to construct their roads and branches, or any part there-

of, within the time required by law, and declaring an emergency."

Read first time and referred to Committee on Internal Improvements.

By Senator Bailey of Harris, by request:

S. B. No. 288, A bill to be entitled "An Act to amend Article 1389 of the Revised Statutes of Texas, 1911, relating to elections for removal of county seats, amending said article so as to hereafter provide, in addition to the grounds for removal therein named, that if a county seat in any county is located within one mile of the dividing line of any two counties, county seat may be moved from such point to any other point in the county by a majority vote of the qualified electors of said county, and providing further, that it shall be the duty of the county judge, or, in case of his failure or inability to act, then two of the county commissioners of said county, upon written petition of one hundred freeholders and qualified voters, who are resident citizens of the county, whose county seat is situated within one mile of the dividing line of the two counties, to order said election to be held within not less than thirty days, nor more than sixty days from the date of filing said petition."

Read first time and referred to Judiciary Committee No. 1.

By Senator Bailey of DeWitt:

S. B. No. 289, A bill to be entitled "An Act creating an independent school district to be known as the Charco Independent School District, in Goliad County, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Bailey of DeWitt:

S. B. No. 290, A bill to be entitled "An Act to make it unlawful for any person, firm or corporation within this State to divert the natural flow of the surface waters in this State or to permit such a diversion to continue after the passage of this Act, or to impound such waters or to permit impounding thereof to continue after the passage of this Act in such a manner as to damage the property of another; and to provide that in all cases the injured party shall have remedies both in law and equity, including damages occasioned thereby."

Read first time and referred to Committee on Mining and Irrigation.

By Senator Johnson and others:

S. B. No. 291, A bill to be entitled "An Act to require the publication in some newspaper of general circulation of all notices now required by law or contract to be given of any act or proceeding, whether public or private, or relating to a judicial, executive or legislative matter, which notice is now authorized by law or contract to be made by posting notices in one or more public places, fixing the time of such publication, and the compensation, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Public Printing.

By Senator Johnson:

S. B. No. 292, A bill to be entitled "An Act creating the Spur Independent School District in Dickens County, Texas, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Johnson:

S. B. No. 293, A bill to be entitled "An Act creating the Happy Independent School District in Swisher and Randall Counties, Texas, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Conner:

S. B. No. 294, A bill to be entitled "An Act to amend Section 1, Chapter 111, of the Acts of the Regular Session of the Twenty-second Legislature relative to corporations organized for the purpose of producing, generating, manufacturing, transporting and selling gas, electric current and power in this State, and declaring an emergency."

Read first time and referred to Committee on Internal Improvements.

By Senator Morrow:

S. B. No. 295, A bill to be entitled "An Act to amend Article 421 of the Revised Criminal Statutes of the State of Texas, defining the offense of barratry, and fixing punishment therefor, and declaring an emergency."

Read first time and referred to Judiciary Committee No. 1.

By Senator Morrow:

S. B. No. 296, A bill to be entitled "An Act creating a Central Board of Law Examiners, defining their powers and duties, providing for the examina-

tion of applicants for admission to the bar, and declaring an emergency."

Read first time and referred to Judiciary Committee No. 1.

By Senator Morrow:

S. B. No. 297, A bill to be entitled "An Act to amend Title 37, Chapter 19, of the Revised Civil Statutes of Texas."

Read first time and referred to Judiciary Committee No. 1.

By Senator Morrow:

S. B. No. 298, A bill to be entitled "An Act to amend Articles 4644 and 4645, Title 69, of the Revised Civil Statutes of Texas."

Read first time and referred to Judiciary Committee No. 1.

By Senator Morrow, by request:

S. B. No. 299, A bill to be entitled "An Act to exempt county fairs that have been heretofore organized, or that may hereafter be organized, from all taxes, and to provide what shall be exhibited in order to constitute a county fair under this Act; also to provide for a school of instruction and to provide that every county fair shall be held annually, and providing a penalty."

Read first time and referred to Committee on Agricultural Affairs.

By Senator Lattimore:

S. B. No. 300, A bill to be entitled "An Act to amend Chapter 6, Title 13, of the Penal Code of 1911, by inserting after Article 889 a new article to be known as Article 889a, fixing the closed season for killing doves in this State, and declaring an emergency."

Read first time and referred to Judiciary Committee No. 2.

By Senator Nugent:

S. B. No. 301, A bill to be entitled "An Act to authorize and permit W. A. Eastham, Duncan Eastham and Luther Eastham Jr., as executors and devisees under the last will and testament of Mrs. Delha Eastham, deceased, to sue the State of Texas and the Prison Commission of the State of Texas, in the district court of Walker County, for damages for the breaches, if any, of, and the failure, if any, to perform the duties and obligations, if any, arising out of the contract made between Mrs. Delha Eastham, then a widow, now deceased, and J. A. Herring, the superintendent, and J. C. Haynes, then

financial agent, of the penitentiaries of the State of Texas, for the cultivation, with convict labor, of the farm of the said Mrs. Delha Eastham, situated in Houston County, Texas, for the term of two years, beginning on the first day of January, A. D. 1910, and ending on the thirty-first day of December, A. D. 1911, which said farm consists of about 4,000 acres of cultivated land, and providing that no pleas of limitations shall be urged in bar of the cause of action alleged by the plaintiffs in said suit, and providing that no execution shall issue on the judgment, if any, rendered therein, but that such judgment shall be recognized as a valid claim by the Prison Commission, and providing for the manner of payment thereof."

Read first time and referred to Committee on State Affairs.

By Senator Nugent:

S. B. No. 302, A bill to be entitled "An Act to authorize and permit B. A. Eastham to sue the State of Texas, and the Prison Commission of the State of Texas in the district court of Walker County, Texas, for damages for the breaches, if any, of, and the failure, if any, to perform the duties and obligations, if any, arising out of the contract made on or about the twelfth day of January, A. D. 1910, between the said B. A. Eastham of the one side, and J. A. Herring, as superintendent, and A. M. Barton, financial agent of the Texas State penitentiaries, of the other side, for the cultivation of the farm of the said B. A. Eastham on the shares farm system, with convict labor, for a term of two years, commencing on January 1, A. D. 1910, and ending December 31, 1911, which said farm consists of about 1,000 acres, and is located in Walker County, Texas, and providing that no pleas of limitations shall be urged in bar of the cause of action alleged by the plaintiff in said suit, and providing that no execution shall issue on the judgment, if any, rendered therein, but that such judgment shall be recognized as a valid claim by the Prison Commission, and providing for the manner of payment thereof."

Read first time and referred to Committee on State Affairs.

By Senator Harris:

S. B. No. 303, A bill to be entitled "An Act to regulate the practice of dentistry in the State of Texas, pro-

viding a Board of Dental Examiners, prescribing their duties, providing penalties for the violation of the provisions of this Act, and repealing all laws and parts of laws in conflict with this Act."

Read first time and referred to Judiciary Committee No. 2.

By Senator Cowell:

S. B. No. 304, A bill to be entitled "An Act to amend the charter of the city of Gainesville, approved March 17, 1909, by authorizing the city of Gainesville, by ordinance or otherwise, to require railway companies and interurban companies operating trains or cars on tracks crossing the streets of the city of Gainesville to maintain flagmen at such crossings or to construct and maintain safety gates at such crossings, or other suitable appliances, and declaring an emergency."

Read first time and referred to Committee on Town and City Corporations.

By Senator Suiter:

S. B. No. 305, A bill to be entitled "An Act to amend Articles 7687 and 7688, Title 126, Chapter 15, of the Revised Civil Statutes of Texas, 1911, requiring the commissioners court to cause to be published the delinquent tax record of each county in this State, and requiring the commissioners court to have suit filed for collection of said taxes twenty days after the publication of said delinquent tax record, providing compensation for newspapers for publishing said delinquent tax record, providing that the county attorney, or district attorney where there is no county attorney, of each county shall file or cause to be filed suits to enforce collection of delinquent taxes, and providing a penalty for the failure of the members of the commissioners court and county or district attorney to comply with the law, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Gibson:

S. B. No. 306, A bill to be entitled "An Act to amend Article 3987 of the Revised Civil Statutes, relating to the fish and oyster industry."

Read first time and referred to Committee on State Affairs.

By Senator Brelsford:

S. B. No. 307, A bill to be entitled

"An Act to amend Title 71, Chapter 3, Article 478, of the Revised Statutes of Texas, of 1911, providing that any life insurance company which has heretofore been, may now be, or may hereafter be, engaged in writing policies of insurance upon the lives of citizens of this State, which has heretofore ceased or may hereafter cease, writing such policies, and which does not now, or may not hereafter, have a certificate of authority to transact the business of life insurance in this State, but which has continued or may continue to collect renewal or other premiums upon such policies, shall, before it may again obtain a certificate of authority to transact the business of life insurance in this State, report under oath to the Commissioner of Insurance and Banking of this State the gross amount of premiums so collected from citizens of this State upon policies of insurance during each calendar year since the end of the period covered by the last preceding report by such company of gross premium receipts upon which it pays an occupation tax, by providing that such company or companies may obtain a certificate of authority to transact the business of life insurance in this State without being required to pay as a condition precedent to the procurement of said certificates, the occupation taxes and penalties required by Chapter 3, Title 71, Revised Statutes of Texas, 1911, and providing further, that the provisions of this Act shall in no sense be held to be a waiver on the part of the State of any taxes or penalties due by said companies, or to prevent the collection of any judgment for penalties or taxes that may hereafter be rendered against said company or companies at the suit of the State of Texas."

Read first time and referred to Committee on Insurance, Statistics and History.

By Senator Lattimore:

S. B. No. 308, A bill to be entitled "An Act to amend Article 5631 of the Revised Civil Statutes of 1911, fixing the manner in which liens may be fixed on homesteads, and declaring an emergency."

Read first time and referred to Committee on Commerce and Manufactures.

By Senator Parr:

S. B. No. 309, A bill to be entitled "An Act to amend an Act creating an

independent school district to be known as Corpus Christi Independent School District, including within its limits the municipal corporation of the city of Corpus Christi, and to provide for the creation of a board of trustees thereof, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Conner:

S. B. No. 310, A bill to be entitled "An Act to amend Article 899, Chapter 6, Title 13, of the Revised Criminal Statutes of 1911, by adding thereto the following: 'Provided, that the provisions of this Act shall not apply to the citizen of another State or country when he is the bona fide guest of a citizen of this State in hunting on the premises of the latter,' and declaring an emergency."

Read first time and referred to Judiciary Committee No. 2.

#### Simple Resolution No. 76.

By Senator Townsend:

I move that the name of Senator O. S. Lattimore be added to the Committee on Congressional Districts.

Senator Townsend moved that the resolution be considered at this time.

The motion was adopted.

Senator King offered the following amendment:

Amend the resolution by striking out the words "Senator Lattimore" and inserting in lieu thereof the words "all members of the Senate."

The amendment was read and Senator Bailey of DeWitt moved that the resolution and amendment be referred to the Committee on Rules.

Senator Townsend moved to table the motion to refer, which motion to table was lost by the following vote:

Yeas—10.

|            |            |
|------------|------------|
| Conner.    | McNealus.  |
| Darwin.    | Smith.     |
| Johnson.   | Townsend.  |
| Lattimore. | Westbrook. |
| McGregor.  | Wiley.     |

Nays—17.

|                   |           |
|-------------------|-----------|
| Astin.            | Gibson.   |
| Bailey of DeWitt. | Hall.     |
| Bailey of Harris. | Harley.   |
| Bee.              | King.     |
| Clark.            | McCollum. |
| Cowell.           | Morrow.   |

|         |          |
|---------|----------|
| Nugent. | Robbins. |
| Page.   | Sulter.  |
| Parr.   |          |

Present—Not Voting.

|            |         |
|------------|---------|
| Brelsford. | Harris. |
|------------|---------|

Absent.

|            |           |
|------------|-----------|
| Henderson. | Hudspeth. |
|------------|-----------|

Action recurred on the motion to refer the resolution and amendment to the Committee on Rules, and the same was adopted.

Morning call concluded.

#### Simple Resolution No. 77.

By Senator Wiley:

I move that the session of the Senate, beginning Tuesday, the 16th, be held as follows: Convening at 10 a. m. and remain in session until 12 noon; reconvene at 2 o'clock p. m. and remain in session until 5 p. m., and reconvene at 7 p. m. and remain in session until 9 p. m., and that this order be continued throughout the remainder of the session.

The resolution was read, and Senator Wiley moved that the same be considered at this time, which motion was lost by the following vote:

Yeas—10.

|                   |            |
|-------------------|------------|
| Bailey of Harris. | Smith.     |
| Johnson.          | Sulter.    |
| Lattimore.        | Townsend.  |
| McGregor.         | Westbrook. |
| McNealus.         | Wiley.     |

Nays—16.

|            |           |
|------------|-----------|
| Bee.       | Harley.   |
| Brelsford. | King.     |
| Clark.     | McCollum. |
| Conner.    | Morrow.   |
| Cowell.    | Nugent.   |
| Darwin.    | Page.     |
| Gibson.    | Parr.     |
| Hall.      | Robbins.  |

Present—Not Voting.

|                   |         |
|-------------------|---------|
| Bailey of DeWitt. | Harris. |
|-------------------|---------|

Absent.

|            |           |
|------------|-----------|
| Astin.     | Hudspeth. |
| Henderson. |           |

**Message From the House.**

Hall of the House of Representatives,  
Austin, Texas, February 15, 1915.  
Hon. W. P. Hobby, President of the  
Senate.

Sir: I am directed by the House  
to inform the Senate that the House  
concurs in Senate amendments to  
H. B. No. 104.

The House grants request of Sen-  
ate for the appointment of a Free  
Conference Committee on S. B. No.  
41. The following members on the  
part of the House have been ap-  
pointed: Griggs, Spencer, Hopkins,  
Fuller and Valentine.

Respectfully,

W. R. LONG,

Chief Clerk, House of Representa-  
tives.

**Senate Bill No. 67.**

Senator McNealus called up for  
consideration S. B. No. 79, which  
was laid on the table subject to  
call, and,

Senator Cowell made the point of  
order that S. B. No. 67, made special  
order for this hour, had precedence  
over S. B. No. 79.

After discussion, the Chair held  
that S. B. No. 67 was in order, as a  
special order.

**House Bill No. 177.**

(By unanimous consent.)

Senator McGregor asked unanimous  
consent to take up H. B. No. 177, a  
local bill, and the consent was given,  
with the understanding that S. B. No.  
67 would not be displaced.

The Chair laid before the Senate,  
on second reading,

H. B. No. 177, A bill to be entitled  
"An Act to amend Sections 26 and 53,  
of Article 30, Title 5, of the Revised  
Civil Statutes of Texas, 1911, and to  
fix the time for holding the district  
courts of the Twenty-sixth and Fifty-  
third Judicial Districts of the State  
of Texas; to define the jurisdiction of  
said courts; to provide for the venue  
and transfer of causes in the Twenty-  
sixth and Fifty-third Judicial Dis-  
tricts; and to create a criminal dis-  
trict court for the counties of Travis  
and Williamson, and to prescribe the  
jurisdiction thereof as a criminal  
court, and to hear and determine  
claims against the State of Texas; to

fix a time for holding the terms there-  
of; to provide for the appointment  
and election of a judge thereof; to  
provide for the sheriff, clerk and at-  
torney thereof, and their election; to  
limit and conform thereto the juris-  
diction of the district courts of the  
Twenty-sixth and Fifty-third Judicial  
Districts of the State of Texas; to con-  
form and validate all writs, processes,  
and drawing of petit and grand juries  
of such courts to the changes made  
herein; to repeal all laws, and parts  
of laws, in conflict herewith, and de-  
claring an emergency."

The committee report, that the bill  
be not printed, was adopted.

The bill was read second time and  
passed to a third reading.

On motion of Senator McGregor,  
the constitutional rule requiring bills  
to be read on three several days was  
suspended and H. B. No. 177 put on  
its third reading and final passage by  
the following vote:

Yeas—26.

|                   |            |
|-------------------|------------|
| Astin.            | King.      |
| Bailey of DeWitt. | Lattimore. |
| Bailey of Harris. | McGregor.  |
| Bee.              | McNealus.  |
| Brelsford.        | Morrow.    |
| Clark.            | Nugent.    |
| Conner.           | Page.      |
| Cowell.           | Parr.      |
| Darwin.           | Smith.     |
| Gibson.           | Suiter.    |
| Hall.             | Townsend.  |
| Harley.           | Westbrook. |
| Johnson.          | Wiley.     |

Present—Not Voting.

Harris.

Absent.

|            |           |
|------------|-----------|
| Henderson. | McCollum. |
| Hudspeth.  | Robbins.  |

The bill was laid before the Senate,  
read third time and passed by the  
following vote:

Yeas—26.

|                   |            |
|-------------------|------------|
| Astin.            | Hall.      |
| Bailey of DeWitt. | Harley.    |
| Bailey of Harris. | Johnson.   |
| Bee.              | King.      |
| Brelsford.        | Lattimore. |
| Clark.            | McGregor.  |
| Conner.           | McNealus.  |
| Cowell.           | Morrow.    |
| Darwin.           | Nugent.    |
| Gibson.           | Page.      |

|         |            |
|---------|------------|
| Parr.   | Townsend.  |
| Smith.  | Westbrook. |
| Suiter. | Wiley.     |

Present—Not Voting.

Harris.

Absent.

|            |           |
|------------|-----------|
| Henderson. | McCollum. |
| Hudspeth.  | Robbins.  |

Senator McGregor moved to reconsider the vote by which H. B. No. 177 was passed and table the motion to reconsider.

The motion to table prevailed.

## Senate Bill No. 67.

The Chair laid before the Senate, as pending business, action having been suspended by unanimous consent, Senate Bill No. 67.

Senator McNealus made the point of order that the bill had lost place as a special order, by reason of the consideration of H. B. No. 177.

The Chair overruled the point of order.

The Chair laid before the Senate, on second reading.

S. B. No. 67, A bill to be entitled "An Act to amend Article 6423, Revised Statutes, 1911, so as to require railroad companies or receiver thereof, or the purchaser or purchasers of the property and franchises of any railroad company at judicial or other sale, to secure the approval of the Railroad Commission of Texas before moving its general offices, shops or roundhouses, and prohibiting such change or removal without such permission, and declaring an emergency."

(President Pro Tem. Nugent in the chair.)

Senator Morrow offered the following amendment:

Amend the bill, page 4, lines 3 and 4, by striking out the words "machine shops or roundhouses."

Pending discussion, Senator Cowell moved to table the amendment, which motion to table was adopted by the following vote:

Yeas 17.

|                   |          |
|-------------------|----------|
| Astin.            | Cowell.  |
| Bailey of DeWitt. | Darwin.  |
| Bee.              | Gibson.  |
| Clark.            | Harris.  |
| Conner.           | Johnson. |

|          |            |
|----------|------------|
| Page.    | Townsend.  |
| Parr.    | Westbrook. |
| Robbins. | Wiley.     |
| Suiter.  |            |

Nays—9.

|                   |           |
|-------------------|-----------|
| Bailey of Harris. | McCollum. |
| Brelsford.        | Morrow.   |
| Hall.             | Nugent.   |
| King.             | Smith.    |
| Lattimore.        |           |

Present—Not Voting.

McNealus.

Absent.

|            |           |
|------------|-----------|
| Harley.    | Hudspeth. |
| Henderson. | McGregor. |

The bill was read second time and passed to engrossment.

On motion of Senator Cowell, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 67 put on its third reading and final passage by the following vote:

Yeas—26.

|                   |            |
|-------------------|------------|
| Astin.            | King.      |
| Bailey of DeWitt. | Lattimore. |
| Bailey of Harris. | McCollum.  |
| Bee.              | Morrow.    |
| Brelsford.        | Nugent.    |
| Clark.            | Page.      |
| Conner.           | Parr.      |
| Cowell.           | Robbins.   |
| Darwin.           | Smith.     |
| Gibson.           | Suiter.    |
| Hall.             | Townsend.  |
| Harris.           | Westbrook. |
| Johnson.          | Wiley.     |

Present—Not Voting.

McNealus.

Absent.

|            |           |
|------------|-----------|
| Harley.    | Hudspeth. |
| Henderson. | McGregor. |

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—17.

|                   |          |
|-------------------|----------|
| Astin.            | Gibson.  |
| Bailey of DeWitt. | Harris.  |
| Bee.              | Johnson. |
| Clark.            | Page.    |
| Conner.           | Parr.    |
| Cowell.           | Robbins. |
| Darwin.           | Suiter.  |



Townsend. Wiley.  
Westbrook.

Nays—9.

Bailey of Harris. McCollum.  
Brelsford. Morrow.  
Hall. Nugent.  
King. Smith.  
Lattimore.

Present—Not Voting.

McNealus.

Absent.

Harley. Hudspeth.  
Henderson. McGregor.

Senator Cowell moved to reconsider the vote by which H. B. No. 67 was passed and table the motion to reconsider.

The motion to table prevailed.

#### Senate Bill No. 79.

Senator McNealus called up, from the table,

S. B. No. 79, A bill to be entitled "An Act to amend Article 5623, Title 86, Chapter 2, of the Revised Civil Statutes of the State of Texas, providing that the furnishers of material or labor may secure a lien on any house, building, improvement or railroad by giving written notice to the owner, with itemized statement, and providing, further, that an owner may relieve himself from liability, and his property any lien, by contract in writing and causing his contractor or builder to execute any file bond with sureties with county clerk, and by adding Section 2, providing the conditions of such bond, and by adding Section 3, requiring lienor to file with the owner and the county clerk his sworn statement within 90 days after the owner's notice of acceptance is filed; and by adding Section 4, requiring the owner to file in the office of the county clerk a signed and acknowledged statement of his acceptance of the work or the contractor's default; and by adding Section 5, providing that the owner shall file with the county clerk his contract, bond and acceptance; and by adding Section 6, providing that the owner or lienor may file a petition and require all interested parties to set up their rights therein, authorizing judgment against original contractor and his sureties; fixing the liability of the

owner where he fails to comply with this law, limiting the defenses of the sureties on said bond to such defenses as the principal contractor might set up, and authorizing bond companies to execute such bonds; and by adding Section 7, declaring the purpose of this bill, and by adding Section 8, repealing all laws and parts of laws in conflict herewith, and by adding Section 9, declaring an emergency."

The bill was read second time, and passed to engrossment.

Senator McNealus moved to reconsider the vote by which S. B. No. 79 was passed, and table the motion to reconsider.

The motion to table prevailed.

#### Senate Bill No. 236.

Senator Darwin moved that S. B. No. 236 be printed in pamphlet form as a separate appendix to the Journal of today, and that 2000 copies of same be printed.

Senator Gibson moved, as a substitute, that the bill be printed in tomorrow's Journal.

The substitute motion was adopted. (Note: The bill appears as separate appendix to this Journal).

#### Bills Signed.

The Chair, Lieutenant Governor Hobby, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills and resolutions:

House Bill No. 231, A bill to be entitled "An Act to amend Sections 2 and 14, of an Act creating a special road system for Harrison County, Texas, passed at the Regular Session of the Twenty-ninth Legislature, and known as Chapter 53, Special Laws of the Twenty-ninth Legislature, and which became a law May 9, 1905; fixing the compensation of road hands and county commissioners; declaring an emergency, and providing for the suspension of the constitutional rule requiring all bills to be read on three several days."

House Bill No. 295, A bill to be entitled "An Act to amend Section 3 of the Special Road Law for Smith County, Texas, passed at the Regular Session of the Thirty-third Legis-

lature, and known as Chapter 70, Special Laws of the Thirty-third Legislature, and creating an emergency, and providing for the suspension of the constitutional rule requiring all bills to be read on three several days."

House Bill No. 299, A bill to be entitled "An Act to create a more efficient road system for Wood County, Texas, and making the county commissioners of said county ex officio road commissioners; prescribing their compensation as such road commissioners, and providing for working county convicts upon public roads of said county and for the payment of the fees of officers and witnesses in such cases, and providing for the amount of time to be allowed road hands for their teams, and providing for the payment of \$5.00 in lieu of road service; providing that Wood County shall be subject to the general law governing the appointment of road overseers, and the providing of roads into one precinct and the distribution of hands to work in such road precincts; and providing, further, that this law shall be cumulative of the general road laws, and in case of a conflict that this Act shall govern as to Wood County, and repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

House Bill No. 243, A bill to be entitled "An Act to amend Section 1, of Chapter 12, of the Special Laws enacted by the First Called Session of the Thirty-third Legislature, being a special road law for Hopkins County, and declaring an emergency."

House Bill No. 132, A bill to be entitled "An Act to amend Section 2, Chapter 96, of the General Laws of the Regular Session of the Thirty-third Legislature, relating to the taking of fish; the purpose of the amendment being to add to the list of counties exempted by the provisions of said Section, Wood County, and declaring an emergency."

House Bill No. 192, A bill to be entitled "An Act to create a more efficient road law for Franklin County, and declaring the county commissioners to be ex officio road supervisors, requiring their bond, defining their duties and fixing their compensation; giving them control of all public roads and the commissioners court full control of all

road hands subject to road service, and declaring who is subject, amount of service required and amount of money to be paid in lieu of service, when and to whom paid; providing for the distribution of money and taxes, and for the purchase of tools and material for the roads, for teams and compensation therefor; providing for penalties and for the creation of bond issues for the special road tax upon any commissioner's precinct, and for the office of road supervisor for such precinct; and providing for the observance of this law, and repealing all laws in conflict herewith, and declaring an emergency, and providing for working county convicts, and recording votes of commissioners," with engrossed rider.

House Concurrent Resolution No. 5, Providing for carbon copies of enrolled bills, the carbon copy to be furnished the office of Secretary of State, etc.

#### Adjournment.

On motion of Senator Bee, the Senate, at 6 o'clock, p. m., adjourned until 10 o'clock tomorrow morning.

#### APPENDIX A.

##### Petitions and Memorials.

Senators Smith, Morrow, Bailey of DeWitt, Westbrook and Nugent each presented numerous signed petitions from citizens of their respective districts showing cause why S. B. No. 79 or H. B. No. 127 should be enacted into law. These two bills are the same, and relate to liens of material men or workmen.

Senator Gibson presented a telegram from various business firms of Paris, favoring the above measures.

Senators Wiley, Johnson, Townsend, and Bailey of DeWitt, each offered petitions asking that the expenditure of money in primary elections be limited by law.

Senators Page, Morrow, Smith, Brelsford, and Johnson, each presented petitions numerous signed, protesting against the passage of the Gibson bill, or enacting any other legislation affecting the Robertson insurance law.

A petition from citizens of Deaf Smith County, who are opposed to

the passage of H. B. No. 105, prohibiting the use of repeating guns, was offered by Senator Johnson.

Senator Bee presented several petitions signed by a large number of citizens of his district, protesting against restrictions on wagon salesmen of medicines, etc.

Senators Morrow and McNealus each presented petitions signed by more than a hundred lawyers of the Dallas County bar, asking for an amendment to the Criminal Statutes defining and fixing punishment for the offense of barratry.

Senator Johnson offered petitions from citizens of Hereford and Chillicothe, opposing the Townsend and Darwin bill providing for the annulment of all exceptions to the anti-pass law. Similar petitions were offered by Senator Morrow from citizens of Hillsboro, who also offered a numerously signed indorsement of the proposed law against fraudulent advertising.

Resolutions from a mass meeting of about six hundred citizens of Palestine, asking for the submission of the suffrage amendment for women of Texas, was presented by Senator Morrow.

Senator Westbrook offered a petition from farmers of Farmersville, opposing the full-crew bill, and a telegram opposing the same was presented by Senator Gibson from citizens of Paris.

A petition from lawyers of Wichita Falls, opposing the addition of Throckmorton County to the Thirtieth Judicial District; and a petition from residents of Donley County, asking for an amendment to the game law so as to permit doves to be killed at certain seasons, were offered by Senator Johnson.

A petition from citizens of Atascosa County, protesting against the passage of the public health bill, by Bee, was offered by Senator Bee.

Senator Page presented a petition from voters of Lexington, favoring the following pending legislation: The semi-monthly pay day bill, the bond bill for railroad employes, the four days per month rest for telegraphers, agents, etc., bill, the employes' hospital bill, and the anti-coercion bill.

### Committee Reports.

#### Committee Room,

Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

S. B. No. 289, A bill to be entitled "An Act creating an independent school district to be known as the Charco Independent School District, in Goliad County, and providing a board of trustees and other officers of such district; to authorize the board of trustees to buy, assess and collect special taxes, and to issue and dispose of bonds of such district for the purpose of purchasing school sites and erecting, repairing, furnishing and equipping school buildings in the same, and to pay current expenses in the maintenance and support of the public schools therein; to provide for the management of the schools therein; and to further prescribe the duties and authority of said board of trustees, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

BEE, Chairman.

#### (Floor Report.)

Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

S. B. No. 293, A bill to be entitled "An Act creating the Happy Independent School District, in Swisher and Randall Counties, Texas, defining its metes and bounds; providing for a board of trustees therefor; vesting it with the rights and duties of districts incorporated for school purposes only under the General Laws, and declaring an emergency,"

Have had the same under consideration, and we beg to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Bee, chairman; Gibson, Johnson, Darwin, Harley, Smith, Cowell, Bailey of Harris, Morrow.

## (Floor Report.)

Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

S. B. No. 292, A bill to be entitled "An Act creating the Spur Independent School District, in Dickens County, Texas; defining its boundaries; providing for the election of a board of trustees to manage and control the public free schools within said district; investing said district with the rights, powers, privileges and duties of a town or village incorporated for free school purposes only under the General Laws, and declaring an emergency,"

Have had the same under consideration, and we beg to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

Bee, chairman; Gibson, Johnson, Darwin, Harley, Smith, Cowell, Bailey of Harris, Morrow.

Committee Room,

Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

Simple Resolution No. 73, providing that the Senate resolve itself into a Committee of the Whole to consider senatorial and congressional re-districting bills, introduced in the Senate, or to be hereafter introduced, and providing that said Committee of the Whole shall meet, beginning Monday night at 8 o'clock, and continue in session two hours each night during the day sessions of the Senate are held, and until senatorial and congressional bills are reported, and an amendment to strike out the "senatorial re-districting,"

Have had the same under consideration, and we beg leave to report back to the Senate that the committee postpone action, either favorable or unfavorable, upon this resolution and amendment, indefinitely.

M'COLLUM, Chairman.

Committee Room,

Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on State Affairs, to whom was referred

S. B. No. 271, A bill to be entitled "An Act to prevent and punish the desecration, mutilation or improper use of the flag of the United States of America, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass.

M'COLLUM, Chairman.

Committee Room,

Austin, Texas, February 13, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on State Affairs, to whom was referred

S. B. No. 249, A bill to be entitled "An Act creating a State Board of Examiners of Architects, providing for their appointment, fixing the term of office of the members of said board, providing for the appointment of their successors, and for filling of vacancies occurring in the membership of said board, and fixing the qualifications of the members of said board of examiners, and requiring such members to take the oath of office and file the same in the office of the Secretary of State, and providing for the election from the membership of said board a president, vice president and secretary, and making the secretary the treasurer of said board, and requiring such treasurer to file a bond in the office of the Secretary of State; fixing the form and amount of such bond and providing for its approval, and providing for the adoption of necessary rules, regulations and by-laws by said board to govern its proceedings; requiring a seal, and prescribing the duty of the secretary and other members of said board, and providing for the expenses of said board to be paid from registration and other fees received and not from the treasury of this State; and providing for the disposition of moneys in excess of contingent expenses of said board; and providing for the annual salary of the secretary and treasurer to be fixed by resolution by said board; fixing the number of members of said board necessary to constitute a quorum of said board; and provid-

ing the manner of calling special meetings of said board; requiring the adoption of rules and regulations by said board for the examination and registration of applicants to practice architecture; and for the filing of same, and of any repeal or modification thereof, together with the name and address of each officer of said board in the office of the Secretary of State, and requiring the publication thereof; and further providing for the holding of examinations of applicants for license to practice architecture, fixing the fee therefor; requiring notice of time and place of such examinations to be published; fixing the scope of such examinations, and providing for the issuance of certificates to applicants in certain cases; fixing the fee therefor; exempting certain persons from examinations; providing for issuance of licenses in such cases, and fixing the fee for such license, and requiring all licenses to be filed in the office of the Secretary of State; and requiring every licensed architect to have and use a seal on drawings and specifications, and prescribing the wording of such seal; and defining the word "building," and what persons are regarded as architects within the meaning of this Act, and exempting certain persons from the provisions hereof; and further providing for the revocation and cancellation of licenses in certain cases, prescribing the causes therefor, and the proceedings to be had, and the notices to be given; and giving such board the powers of a court of record in such cases; and providing for the reinstatement of licenses, and fixing the fee therefor; and further providing for the renewal of licenses issued under the provisions of this Act; fixing the time of such renewal, and the fees therefor; and providing for the filing of a verified report of the proceedings of said board in the office of the Secretary of State; and prescribing penalties for pursuing the practice of architecture without having first procured a certificate or license in accordance with the provisions of this Act, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass.

M'COLLUM, Chairman.

Committee Room,

Austin, Texas, February 13, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. C. R. No. 6, in regard to the designation of March 2 of each year as "Flag Day,"

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass.

M'COLLUM, Chairman.

Committee Room,

Austin, Texas, February 13, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 257, A bill to be entitled "An Act to repeal Article 1428, Chapter 18, Title 19, of the Penal Code of the State of Texas, relating to the obtaining of board and lodging under false pretenses, and to enact new section in lieu thereof relating to the obtaining of board and lodging under false pretenses, and prescribing penalties for the violation thereof,"

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass.

M'COLLUM, Chairman.

Committee Room,

Austin, Texas, February 13, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on State Affairs, to whom was referred

S. C. R. No. 7, authorizing and empowering the State of Texas to file suit against certain foreign life insurance companies, to determine the legal liability of said foreign life insurance companies to pay taxes and penalties accruing under the Robertson insurance law,

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass.

M'COLLUM, Chairman.

Committee Room,  
Austin, Texas, February 13, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Rules, to whom was referred

H. C. R. No. 4, a resolution providing that the joint rules of the House and Senate, as adopted by the Thirty-third Legislature, be, and are hereby adopted as the joint rules of the Thirty-fourth Legislature,

Have had the same under consideration, and I am requested to report the same back to the Senate, with the recommendation that it do pass.

DARWIN, Chairman.

Committee Room,  
Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Labor, to whom was referred

S. B. No. 64, A bill to be entitled "An Act to regulate the licensing of persons, firms and corporations engaging in, pursuing, conducting or carrying on a business, in the State of Texas, of installing any wires or electric apparatus, to convey electrical current for light, heat, power, illumination, or sounds, and to prevent the doing of such electrical work by persons, firms and corporations other than those licensed in accordance with the provisions of this Act, and to provide for the appointment of a State Electrical Supervisor, and prescribing his qualifications and defining his powers and duties; and to provide for the appointment of city electricians in cities of more than ten thousand inhabitants, according to the last United States census, and prescribing their qualifications, and defining their powers and duties; and to prohibit in said cities the installation of electric wiring or apparatus without a permit from the said city electrician; and to regulate the installation of electric wires or electrical apparatus to convey electric current for light, heat, power, illumination or sounds; and providing penalties for the violation of the provisions of this Act,"

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do not pass; but that the amendment, or

committee substitute herewith, pass in lieu thereof.

M'NEALUS, Chairman.

Committee Room,  
Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Labor, to whom was referred

S. B. No. 232, A bill to be entitled "An Act creating a Bureau of Labor Statistics, providing for the Commissioner of Labor Statistics, fixing his term of office; providing for bond to be approved by the Governor, conditioned upon the faithful discharge of the duties of his office; providing for the collection and assortment of statistics relating to the conditions of labor in Texas bearing upon commercial, social, educational and sanitary conditions of the employes and their families, protection of life and health in factories and other places of employment, the labor of children and women, number of hours exacted, and in general all matters which affect or tend to affect the prosperity of the manufacturing, mechanical and productive industries of the State; requiring the Commissioner of Labor Statistics to impart to any one, upon request, such information as may tend to induce the location of manufacturing and producing plants within the State; requiring the lessee, owner, manager, superintendent or other person in charge of any steam, electric, street or interurban railway or other common carrier, factory, mill, mine, workshop, telephone or telegraph office, laundry, mercantile, or other establishment, where two or more persons are employed, to furnish the Commissioner of Labor Statistics with certain information and statistical matter, and to make reports annually to said Commissioner of Labor Statistics; requiring the Commissioner of Labor Statistics to make biennial reports to the Governor containing statistical matter and other matters so collected; conferring the power upon the Commissioner of Labor Statistics or any of his deputies or inspectors to issue subpoenas, administer oaths and take testimony in all matters relating to the duties hereinafter described; fixing penalty for failure or refusal of witnesses to testify; conferring power upon the Commissioner of Labor Statistics to

make arrests and detain persons found violating any of the provisions of this Act or of any law the enforcement of which comes within the jurisdiction of the Bureau of Labor Statistics; authorizing the Commissioner of Labor Statistics or any of his deputies and inspectors to require improvement or repairs to any buildings where five or more persons are regularly employed when found to be in an unsafe or unsanitary condition, and requiring notice upon the owner or occupant to notify the said Commissioner of Labor Statistics or his deputies or inspectors when such order has been complied with; requiring the lessee, owner, manager, receiver or superintendent or other person in charge of any steam, electric, street or interurban railway or other common carrier, factory, mill, mine, workshop, telephone or telegraph office, laundry, mercantile or other establishment where two or more persons are employed, to report in writing to the Commissioner of Labor Statistics all accidents, fatal or otherwise, giving such information regarding such accidents as may be required by the said Commissioner of Labor Statistics; requiring employers to furnish to the Bureau of Labor Statistics such information as may be contemplated by this Act, such reports and returns to be made upon blanks to be furnished by the Bureau of Labor Statistics, and to be filed in the office of the Commissioner of Labor Statistics not later than September 1 of each year; and prescribing penalties for divulging certain information required of employers by the provisions of this Act; conferring power upon the Commissioner of Labor Statistics, upon the complaint of two or more persons, to enter any factory, mill, mine, workshop, telephone or telegraph office, laundry, store, business house, public or private work or other establishment or place where two or more persons are employed at work for the purpose of gathering facts and statistics, such as are contemplated by this Act, and for the purpose of examining into the methods of protecting employees from dangers and unsanitary conditions in and around such building or place; providing methods for filing complaints by the Commissioner of Labor Statistics or any of his deputies or inspectors for the prosecution

of any one violating this or any act, the enforcement of which comes within the jurisdiction of the Bureau of Labor Statistics; fixing the salary of the Commissioner of Labor Statistics and of his deputies and inspectors; prescribing the qualifications of such deputies and inspectors; providing for necessary appropriation for stationery, office fixtures, traveling expenses and other necessary expenses which may be incurred in the transaction of the business of the Bureau of Labor Statistics; and providing for a seal of office for the Bureau of Labor Statistics; and repealing all laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following amendments:

Amend caption of S. B. No. 232, by striking out the following, beginning in line 26 of the caption: "Conferring power upon the Commissioner of Labor Statistics to make arrests and detain persons found violating any of the provisions of this Act or of any law the enforcement of which comes within the jurisdiction of the Bureau of Labor Statistics."

Amend S. B. No. 232, by striking out Section 7 thereof, and by renumbering the succeeding sections accordingly.

M'NEALUS, Chairman.

Committee Room,

Austin, Texas, February 12, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Judiciary No. 2, to whom was referred

S. B. No. 286, a bill to be entitled "An Act amending Article 7138, Chapter 2, Title 123, of the Revised Civil Statutes of the State of Texas, 1911, relative to the appointment of a deputy by constables in cities and towns of fifteen hundred or more inhabitants; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

CONNER, Chairman.

Committee Room,  
Austin, Texas, February 12, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

S. B. No. 264, a bill to be entitled "An Act to amend Article 889 of the Revised Criminal Statutes of 1911, by adding thereto Article 889a, prohibiting the use of any deer call, whistle, decoy, horn, call, pipe, reed or other device, mechanical or natural, used for calling or attracting the attention of deer, and fixing a penalty for the violation of this Act, and declaring an emergency,"

Have had the same under consideration, and I am requested to report the same back to the Senate with the recommendation that it do pass.

CONNER, Chairman.

Committee Room,  
Austin, Texas, February 12, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

S. B. No. 278, a bill to be entitled "An Act to prohibit and prevent adulteration, fraud and deception in the manufacture and sale of sugar; requiring all original unbroken packages and original packages to be so branded or marked as to show the name of manufacturer, origin of product, weight, whether manufactured from cane, beets, sorghum, maple or palm; defining the term sugar; defining the terms of original unbroken package; providing penalties and declaring an emergency,"

Have had the same under consideration, and I am requested to report the same back to the Senate with the recommendation that it do pass.

CONNER, Chairman.

Committee Room,  
Austin, Texas, February 12, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

S. B. No. 248, a bill to be entitled "An Act to amend Article 475 and Article 479, Code of Criminal Procedure, and to repeal Article 477, Code of Criminal Procedure, in reference to unlawful carrying of arms,"

Have had the same under consideration, and I am requested to re-

port it back to the Senate with the recommendation that it do not pass.  
CONNER, Chairman.

(Minority Report.)

Committee Room,  
Austin, Texas, February 12, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: A minority of your Judiciary Committee No. 2, to whom was referred S. B. No. 248, have had same under consideration, and I am requested to report that the said minority recommends that the bill do pass.

HALL.

Committee Room,  
Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Commerce and Manufactures, to whom was referred

H. B. No. 93, A bill to be entitled "An Act to amend Articles 1303, 1304, 1305, 1306, 1307 and 1308, Chapter 24, Revised Civil Statutes of Texas of 1911, providing for the formation of corporations, regulating their powers, giving them the right of condemnation, the power to borrow money, preventing unlawful discrimination, and providing for the formation of corporations for the purpose of storing, transporting, buying, selling and manufacturing sand and clay for the manufacture of clay products, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LATTIMORE, Chairman.

Committee Room,  
Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Commerce and Manufactures, to whom was referred

S. B. No. 273, A bill to be entitled "An Act providing for an election to be held under forms of law at which the women of Texas may express their approval or rejection of woman's suffrage, and declaring an emergency,"

Have had the same under consid-



eration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LATTIMORE, Chairman.

Committee Room,

Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Commerce and Manufactures, to whom was referred

S. B. No. 262, A bill to be entitled "An Act to amend Section 6, Chapter 111, of an Act of the Thirty-second Legislature,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LATTIMORE, Chairman.

Committee Room,

Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Commerce and Manufactures, to whom was referred

S. B. No. 261, A bill to be entitled "An Act to amend Articles 5162, 5163 and 5164 of Chapter 6, Title 75, of the Revised Civil Statutes of 1911, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LATTIMORE, Chairman.

Committee Room.

Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Commerce and Manufactures, to whom was referred

S. B. No. 263, A bill to be entitled "An Act to amend Article 3837, and to repeal Article 3838, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LATTIMORE, Chairman.

(Majority Report.)

Committee Room.

Austin, Texas, February 12, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Privileges and Elections, to whom was referred

H. B. No. 209, A bill to be entitled "An Act to prohibit contributions of corporations in behalf of or against any candidate or measure, and prescribing certain rules and regulations governing contributions made by other persons to any campaign fund,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

BAILEY of Harris, Chairman.

(Minority Report.)

Committee Room.

Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: I, a minority of your Committee on Privileges and Elections, to whom was referred

H. B. No. 209,

Have had same under consideration, and beg leave to report same back to the Senate with the recommendation that it do not pass.

PAGE.

Engrossing Committee Reports.

Committee Room,

Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 11 and find same correctly engrossed.

WESTBROOK, Chairman.

Committee Room.

Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 247, and find same correctly engrossed.

WESTBROOK, Chairman.

Committee Room.  
Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 135, and find same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 272, and find same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, February 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 71, and find same correctly engrossed.

WESTBROOK, Chairman.

#### TWENTY-SIXTH DAY.

Senate Chamber,  
Austin, Texas,  
Tuesday, February 16, 1915.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. P. Hobby.

The roll was called, a quorum being present, the following Senators answered to their names:

|                   |            |
|-------------------|------------|
| Astin.            | Lattimore. |
| Bailey of DeWitt. | McCollum.  |
| Bailey of Harris. | McGregor.  |
| Bee.              | McNealus.  |
| Brelsford.        | Morrow.    |
| Conner.           | Page.      |
| Cowell.           | Parr.      |
| Darwin.           | Robbins.   |
| Gibson.           | Smith.     |
| Hall.             | Suiter.    |
| Harley.           | Townsend.  |
| Harris.           | Westbrook. |
| Johnson.          | Wiley.     |
| King.             |            |

Absent.

Clark.

25—Senate

Absent—Excused.

Henderson.  
Hudspeth.

Nugent.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Westbrook.

Excused.

On account of important business: Senator Henderson, for yesterday and balance of this week, on motion of Senator Conner.

Senator Nugent, for today, on motion of Senator Cowell.

Senator Hudspeth, for yesterday and balance of this week, on motion of Senator Morrow.

(Senator Wiley in the chair.)

#### Bills and Resolutions.

By Senators Johnson and Astin: S. B. No. 311, A bill to be entitled "An Act to repeal Chapter 5 of the General Laws, passed by the Second Called Session of the Thirty-third Legislature, being an Act to create a State bonded warehouse system, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Bailey of Harris:

S. B. No. 312, A bill to be entitled "An Act creating the La Porte Independent School District in Harris County, Texas, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senators Townsend, McGregor, Suiter and Westbrook:

S. B. No. 313, A bill to be entitled "An Act providing for the regulation and control of hospitals maintained or established or conducted by means of funds derived from deductions from wages or collections from the employes of railway companies or receivers thereof; providing that the collectors or possessors of such funds and property in which such funds have been invested shall be trustees thereof for the benefit of such employes, and providing for the selection of the members of the boards for the management of such hospitals, and for the powers of